

FEB 10 2004

OFFICIAL

Docket No. 031884-001000

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Guoping ZHANG

Examiner: Fetzner, Tiffany

Serial No.: 09/852,033


Art Unit: 2859

Filed: May 10, 2001

Confirmation No. : 7868

For: MAGNETIC RESONANCE IMAGING  
SEQUENCE DESIGNER**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, or being facsimile transmitted to the USPTO at (703) 308-6916, on February 10, 2004.

  
Angelique Graham**PETITION, UNDER 37 C.F.R. 1.78(a)(6),  
FOR THE ACCEPTANCE OF A LATE CLAIM  
FOR PRIORITY, UNDER 35 U.S.C. § 119(e),  
TO PROVISIONAL APPLICATION SERIAL NO. 60/203,326****MAIL STOP PETITION**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The Petitioner requests that the claim for priority, under 35 U.S.C. § 119(e), set forth in the attached Application Data Sheet be accepted under the unintentional delay provisions of 37 C.F.R. 1.78(a)(6). In support of this request, the Petitioner states that the entire delay between the date the claim for priority was due under 37 C.F.R. 1.78(a)(5), i.e., sixteen months from the filing date of May 11, 2000 of Provisional Application 60/203,326 which was September 11, 2001, and the date of filing the instant Petition and Application Data Sheet was unintentional.

Application No. 09/852,033

Docket No. 031884-001000

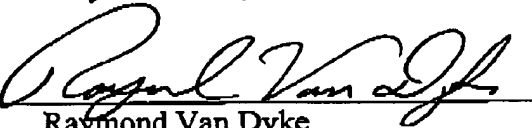
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That is, a the instant Application reveals that the failure to set forth a timely claim for priority, under § 119(e), occurred due to the failure to set forth a § 119(e) claim at any time prior to the due date for making such a claim, i.e. September 11, 2001 (see the attached copy of the Application Data Sheet and executed Declaration from the instant Application). Further, the Applicant was unaware of this failure until such was brought to the attention of the undersigned as a result of a telephone conference with Examiner Fetzner on February 3, 2004. For this reason, the delay in making the claim for priority, under § 119(e), was unintentional.

In accordance with the provisions of 37 C.F.R. 1.78(a)(6), the surcharge fee of \$1330.00, set forth in 37 C.F.R. 1.17(t), should be charged to Deposit Account No. 19-2380 (031884-001000). Further, any overage or shortage in the required payment, should be credited or applied to Deposit Account No. 19-2380 (031884-001000).

Respectfully submitted,

By:



Raymond Van Dyke

Registration No. 34,746

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RVD/JWM

# APPLICATION DATA SHEET

Electronic Version 0.0.11

Stylesheet Version: 1.0

Attorney Docket Number: 031884-1000

Publication Filing Type: new-utility

Application Type: utility

Title of Invention: MAGNETIC RESONANCE IMAGING SEQUENCE DESIGNER

Legal Representative:

Attorney or Agent: Raymond Van Dyke

Registration Number: 34746

Customer Number Correspondence Address: 22204

**\*22204\***

Continuity Data: -

This application is a non-provisional of provisional 60/203,326 A1 2000-05-11 EXPIRED

Assignee (Publish): FONAR CORPORATION

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## INVENTOR(s):

Primary Citizenship: UNITED STATES

Given Name: Guoping

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Residence City: Forest Hills,

Residence State: NY

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**Docket No. 459713-1****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<b>First Named Inventor</b> :	<b>Guoping ZHANG</b>	
<b>Appln. No.</b> :		
<b>Filed</b> :	<b>May 8, 2001</b>	<b>Group Art Unit:</b>
<b>Title</b> :	<b>MAGNETIC RESONANCE IMAGING SEQUENCE DESIGNER</b>	<b>Examiner:</b>

**DECLARATION AND POWER OF ATTORNEY  
FOR UTILITY PATENT APPLICATION  
(37 C.F.R. § 1.63)**

As a below named inventor, I hereby declare that my mailing address and citizenship are as stated below.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled:

**TITLE OF INVENTION**

the specification of which:

☒ is attached hereto OR

☐ was filed on \_\_\_\_\_ as United States Application Number \_\_\_\_\_ or PCT International Application Number \_\_\_\_\_ and amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information known to me that is material to patentability as defined in 37 C.F.R. 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				Yes	No
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)

**POWER OF ATTORNEY**

I hereby appoint the Dorsey & Whitney LLP attorneys and agents associated with Customer Number 27082 to prosecute the patent application identified above and to transact all business in the Patent and Trademark Office connected therewith, including full power of association, substitution, and revocation.

**PLEASE DIRECT ALL CORRESPONDENCE TO:**

The address associated with Customer Number: 27082, currently:

Name	Raymond Van Dyke
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

<b>Sole or First Inventor:</b>	
Given Name (First and middle)	Family Name or Surname
Guoping	ZHANG
Inventor's Signature	Date: 5/9/2001
Residence	Citizenship: U.S.
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Post Office Address	Zip
93-11 69 <sup>th</sup> Avenue, Forest Hills, New York 11375	

<b>Second Inventor:</b>	
Given Name (First and middle)	Family Name or Surname
Inventor's Signature	Date:
Residence	Citizenship:
City	State
Post Office Address	Zip